P.S. 57.]

To **File No.** 47—11

Serial Nos. 1—2

190

GENERAL AND REVENUE SECRETARIAT.

(Courts)

Part A: Manuscript
for May 1912

Serial Nos. 1—2

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Forwards Copies of the above notification

GPB—5,000—20-3-06.

G.R.S. 11]

1911-12

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

Cts File No. 47-11.

FILE HEADING.

Inclusion of the Yelandur Jaghir within the jurisdiction of the Nanjangud Sub-Division.

Letter No 56 dy 1st Aug 1911

From

The Dy Commissioner, Mysore District.

No. 56 Dated 1-8-1911 Received 3-8-11

Diary No. J-342 Enclos. one Spare Copies Serial No. 1

BRIEF ABSTRACT OF LETTER.

Suggests for the Consideration of Govt the advisability of including the Taluk of Yelandur within the territorial Criminal jurisdiction of the Sub Division Magistrate of Nanjangud

NOTES AND ORDERS.

17

Subd for orders. Govt Notification N° J 79-cts 166-09-2 dy 9-7-1910 Constituting Criminal Sub Divisions H.C.S. (Vol 22) will have to be modified accordingly.

7-8-11. 2) The Chief Court may perhaps be consulted

SW 8/8

Sd

Sd

Sd

NOTES—First Sheet.

G. R. S. 12]
General and Revenue Secretariat.

Courts File No. 47 of 1911

Serial No.

3) May the Ch. Cl. be Consulted
4-0

11/8/14 S. Srinivasamurthy

Sec'y 4) Yes please.
1/8/14 Chalasundaram Avyar
6/9/14

5) Forwarded to Registrar
to Ch. Cl. for favour of opinion of
the Court
4-0 9/13 Bo

9/9 6/9/14 S. Srinivasamurthy
For Sec'y.

No. 1279/95
7/13/9 6) The Judges of the Chief Court
approve the suggestion.
Registrar Chief Ct.
12-9-11

7) Subd. Draft notification is published.
14-9-11. HCS-122
16-9-11.
SN(11) 19/9/14 S. Srinivasamurthy
Sec'y 8)
2nd Cl. Dewan

Note—Contn. sheet:

GPB—50,000—12-8-10

C. Balan
25/9/14

G. R. S. 12]
General and Revenue Secretariat.

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9) Has not the Jahgirdar of Yelandur some recognised position in Criminal matters? If I remember correctly, I believe the 1st Cl. Magte of the Hyderabad who has jurisdiction over Yelandur acts in an undefined way in place of the Jahgirdar himself. Please see if there is any previous correspondence in this matter & put up the available papers.

26/9/11

H. V. Ramaiyangar

13805
28-9-11

Vide routine note returned herewith

MB
The Fr
29.9.11

The General Records.

Put up papes if any

5/10/11

S. Srinivasa Iyengar

9-10-11 SW 11/10 Rec'd 12/10 PSyt 12/10.

10) × × ×

References relating to the powers exercised by the Jahgirdars of Yelandur were sent to Mr. S. Srinivasa Iyengar vide G.O. dated 19.3.1907. to which the Jahgirdar's reply is now sought.

S.V.P
13/10/11.

A.N.S
13/10/11

NOTE— Contn. sheet.

GPB—50,000—12-8-10

G. R. S. 12]
General and Revenue Secretariat.

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J. mis. 60 / 14th Oct. 1911

11) 2nd Br. I for needful

13/11/11 The Files relating to the powers of the Jahagirdar are put up. Viz

1. R. 351 of 08/09

with Map of Yelandur 2. 27 of 96.

12) File relating to Survey settlement.

Our letter No. 8828 of 23rd April 1909 to Sri P. N. Krishnamurthi explains the whole case. He apparently now exercises all the powers of a Dy. Comm.

Ch Jr Branch III

18/10/11 13)

Noted. In the papers now put up there is no reference to show that the present Jaghirdar has been authorized to exercise Criminal powers except as a Sub-Magistrate in respect of Forest offences.

Yes see SN(11)

27.10.11. 27/10/11

S Srinivasamurthy

31/10/11

2nd 14) I think that the Magte of Yelandur having jurisdiction over Yelandur keeps separate registers

magistrate.

Please see Chi: cerns Notifn No 13 Dy 5-4-1870 to the Dy Supdt of Customs notice.

However

NOTE—Contn. sheet.

GPB—50,000—12-8-10

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General and Revenue Secretariat.

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for it & has a separate title. Please ascertain (& r) if this is the case. If so the best course would be to constitute the (Sl) Cl. Magte a Subdn Magte separately for it. The papers may be submitted to the Dewan before final orders are passed — Peste

A. V. Narayanayya

15/11/11

15) Asst Secy III

16/11/11

16) Put up draft

A. V. Narayanayya

16/11/11

17) Draft D.o. to Chief Comb is submitted for approval.

Accs 122 SW(III) 20-11-11

21/11

18) Issue

A. V. Narayanayya

24/11/11

D.o issued N.J. 1677 & 25-11-11 to the Registrar

Asking whether the asst Comr and magte Chief Comb having jurisdiction over Yelandur Taluk, Keeps separate registers and has a separate title

NOTE — Contn. sheet.

GPB—50,000—12-8-10

G. R. S. 12]
General and Revenue Secretariat.

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D.O. dt. 25.11.11 from the Registrar, Chief Court.

States that separate registers appear to be maintained for the cases from the Pelandur Taluk, and that the Assistt Commissioner and Magistrate dealing with those cases has a separate title.

Subs for orders.

Hes 27.11.11. SW(11)

19 Putup draft notification.

27/11/11. Srinivasamurthy

20) Submitted with a revised draft notification on the lines of the 2nd Councillors' note (para 4 above)

Hes-122 SW 28.11.11.

28/11/11 Srinivasamurthy

14/12/11 30.1.12 Keep till Councillor's return from Delhi.

Under Secy / Dewan 2 C

29.11.11 Hes

N. Krishnaswamy 29

5/1/12 Hes 6/1/12.

SK 6/1/12

25

Is not the exercise of Mia

NOTE— Contn. sheet.

GPB—50,000—12-8-10

Serial No.

- gistrial powers in the Yelandur Taluk a function of the Jaghirdar? If so it stands to reason that he should be on the spot and exercise it or that an allowance be paid from the Jaghir revenue to the Mysore Government Officer exercising that function - (When I was in the Mysore District I recollect the late Jaghirdar asking that sometimes one Magistrate, sometimes another might be appointed to deal with Jaghir cases - Sometimes it was the City Magistrate sometimes it was the Treasury Officer, sometimes it was the Nanjangode Asst Commr and so on) T. Ananda Rao

Subd with a draft of Enquiry to the Dt. Magte of Mysore. 25 There is no use making any inquiry

NOTE—Contn. sheet.

K.N.(123) 14-3-12

GPD—50,000—12-8-10

G. R. S. 12]
General and Revenue Secretariat.

C to File No. 97 of 19 11

Serial No.

the District Magte. Please post up any available papers in this office as to the functions of the Jahagirdar and note

15/8/12 S. Srinivasamayya

2 The file relating to the powers of the Jahagirdar of Yelandur is put up. Information as to the exercise of criminal powers is not available. Submd.

(Vide L. R. File 351-08 links)

K.N. (12) SW (11)
16.3.12 16/3/12

3 The available papers in the office do not throw sufficient light on the question. In the draft letter issued to Sir P. N. Krishna Murti on 23rd April 1909 (in accordance with the order in file no L. R. 351/08-09) the following sentence occurs. "Unlike the Irumadus you have been hitherto allowed control over the administration of Criminal Criminal justice, over the Police force & over the admn of the Stamps and the Regn laws" &c

4 The statement was probably based on the fact that in practice, the Amildar-Magistrate of Yelandur was subordinate to the Jahagirdar.

5 As noted on p. 4 of these notes there are no papers to show that the late Jahagirdar

NOTE— Contn. sheet.

GPB—50,000—12-8-10

Serial No.

had been authorised to Exercise Civil Criminal powers Except as a Sub magistrate in respect of forest offences (in July 1870).

x dated 5th March 1909

3D In the Comcil resolution recorded in L.R. file no 351 of 08-09 the following occurs:-

"The administration of Criminal Justice and the Control of the Police force may be declared to vest in the Deputy Comr of the Mysore District. But the Sirkar Magistrates in the Mysore District may continue to deal with Criminal Cases arising in the Jahagir limits. The Amildar Exercising Police and Magisterial functions may be withdrawn from subordination to the Jahagirdar"

31- No other papers are available.

Sd- C.V. Gopalaswamy Ayyangar

19/4/12

988 29.4.12

See 32. Sub^d to Dewan with reference to this note dt 6/3/12. C.S. Balasundaram

Rect 3/5/12

33 Draft approved T. Ananda Row 27/4/12

5 May 12

34 Issue

C.S. Balasundaram 27/4/12

7/5/12

NOTE—Contn. sheet.

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G. R. S. 12]

General and Revenue Secretariat.

C/S File No. 47 of 1911-12.

Serial No.	
2	To the Compiler, Mysore Gazette N°J3265 dy 8-5-12. Notifies the Constitution of the Yelandur Jaghir into a Sub Division and directs that the Assistant Commr and 1st Class Magistrate in Charge of the Nanjangud Sub Division be placed in Charge of that Sub-Division To the District Magte of Mysore, N°J3266 dy 8-5-12 To the Jaghirdar of Yelandur N°J3267 dy 8-5-12 Forwards Copies of the above Notification

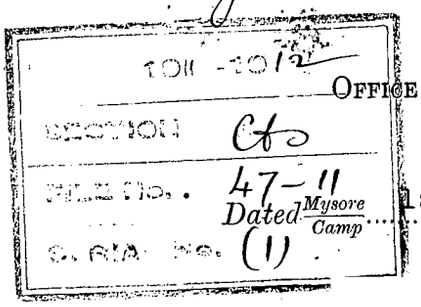
NOTE—Contn. sheet.

GPB—20,000—20-1-12

DIARY NO. J342

Letter

No. 56.
~~Enc. No. 1~~



OFFICE OF THE Deputy Commissioner
MYSORE DISTRICT,

1st August 11 191

FROM

M.Kantharaj Urs ..... Esq., B.A.
DEPUTY COMMISSIONER, MYSORE DISTRICT.

To

C.S.Balsundram Iyer ..... Esq., B.A.
SECRETARY TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE,
GENERAL AND REVENUE DEPARTMENTS.

~~Sir,~~

I have the honor to forward herewith an extract from my inspection report of the court of the 1st class Magistrate in charge of the Yellandur Jahgir and to state as follows:-

Serial no 1

2. Nanjangud Sub Division is constituted under Government Notification No.J70-8/cts 166-09 dated 9th July 1910 also as Sub Division for purposes of Criminal Procedure Code and a Sub Division Magistrate is accordingly placed in charge of it. The same Magistrate is also given jurisdiction over the 1st and 2nd class Criminal cases of the Yelandur Jahgir, the Taluk Amildar being only a Magistrate of 3rd class.

3. The Amildar Magistrate having in a recent case taken exception to the 1st class Magistrate treating him as his subordinate I had to hold that as the territorial jurisdiction of the Sub Division had been defined and as the Yelandur was beyond the zone of such jurisdiction, the Amildar Magistrate of Yelandur could not be treated as subordinate to the 1st class Magistrate even though the latter might exercise higher powers in respect of the Taluks constituted within the Revenue Sub Division.

4. I therefore request that, in view to obviate this anomaly the Government may be pleased to consider the advisability of

III/218 Cls

190

From P. V. Nanjaraj Urs Esq., B.A.
Deputy Commissioner,
Mysore District.

To
C. S. Balasundaram Esq., B.A
Secy. to Govt. of Mysore,
Gen. & Rev. Depts.

Dated 1st August 1911.

Despatched

Received

General No. 575

No.

Enclosure No.

Requesting that Yelandur Jahgir may be included in the Criminal jurisdiction of the Sub Divisional Magistrate of Nanjangud

of including the Taluk of Yelandur within the territorial Criminal jurisdiction of the Sub Division Magistrate of Nanjangud and issuing a Notification accordingly.

I have the honor to be

sir,

your most obedient servant

Deputy Commissioner

Mysore District.

Enclosure Cl 547-11-1

Office of the Deputy Commissioner

Mysore District 1st Aug. 11

Extract from Notes of Inspection of the Court of the 1st class Magistrate in charge of the Yelandur Jahgir by the District Magistrate of Mysore on the 28th March 1911.

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x x x x x

The recent notification of Government defining the territorial jurisdiction of Sub Division Magistrate's has rendered the position of the Sub Division Magistrate Nanjangud rather anomalous in respect of the Yelandur Jahgir
Upon a reference made by the Taluk Magistrate of Yelandur in connection with a case referred to him for investigation under section 202 C.P.C. as to whether the Sub Division Magistrate can consider the former as a subordinate for purposes of this section, it has been held that as the Taluk of Yelandur is not comprised within the Revenue Sub Division, the Sub Division Magistrate could not extend his higher powers outside his Taluk. This has given rise to a question as to whether the Sub Division Magistrate can only be a 1st class Magistrate in respect of an other Taluk even though this may not be within his Revenue Sub Division. This anomaly is intended to be removed by a recommendation to Government for the Taluk of Yelandur being also tacked onto the Nanjangud Sub Division in view to fecilitate the exercise of higher powers in respect of this Taluk also. This will however form the subject of a separate communication to Government.

x x x

sd. M.Kantharaj Urs
District Magistrate of Mysore

"c o p y"

District Magistrate of Mysore.

G.R.S. 26]

File No.

Serial No,

Diary No. of letter replied to

D.O. No. J 1677.

General and Revenue Secretariat

(CS)

, *the* 19 .

Date of issue 25-11-11

Signed by Mr S. Hiriyannaiya

~~To~~

Dear Sir,

I am desired to request you to be so good as to ~~furnish~~ inform me whether the Assistant Commissioner and Magistrate having jurisdiction over the Yelandur Taluk keeps separate registers for it, and has a separate title.

Yours Sincerely,

SA

over.

SUBJECT.

V.A. Rajaratna Aiyar Esq.
Regr - Chief Court.

Hgs 122 SR (11) 24/11/11
20.11.11.

24/11/11

DIARY No. 7145

SECTION Ch. Bangalore

FILE No. 47-11

25 Chrysanthemum Road

Dear Sir

Yours of this date.

In the Quarterly Return the cases disposed of by the Assistant Commissioner & Magistrate, Yelandur Taluk, are shown separately. No separate register appears to be maintained. He has a separate file as his other cases are shown

Separately against him
Dimini — apart from
the Yolandra cases —

J. Mrs Lucius
Davenport

S. Hungarian Bog
Asst. Secy to Scott

The Compiler, Mysore Gazette

11. for publication

J 3265 of 8-5-12

(1) Copy to the Registrar of High Court, for information

J 3266 of 8-5-12

(2) Copy to the District Magistrate, Mysore with reference to his letter No 56 of 1-8-1911.

J 3267 of 8-5-12

(3) Copy to the Jaghirdar of Yelandur for information

P.S.O

for Secy

SN (11)

Dft by HC 28-11-11

List of enclosures,

Copied by

Examined by SN

GPB—10,000—28-2-11.

G.R.S. 26]

Cts File No. 47

Serial No. 2.

Diary No. of letter replied to 1425

General and Revenue Secretariat

(Cts)

, the 19 .

Date of issue 8-5-12

Signed by [illegible]

Notifn. No. J 3264.

Dt 8th May 12.

~~To~~

Under Section 8(1) of the Code of Criminal Procedure, 1904, Govt are pleased to direct that the Yelandur Taluk be constituted a Sub Division and that under Section 13(1) thereof ~~Mr. N. Subbarao~~ the Assistant Commissioner and 1st Class Magistrate in charge of Nanjangud Sub Div. be placed in Charge of that Sub Division.

By order,
Asst
Secy to Govt

over.

SUBJECT.